IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO.343 OF 2005
IN
CRIMINAL APPEAL NO.65 OF 2005

Kashiram Saba Padolkar .. Applicant.

v/s.

The State of Maharashtra .. Respondent.

Mr.V.T.Tulpule i/by Mr.K.S.Patil for applicant.

Ms.Usha Kejariwal, Additional Public Prosecutor for State.

CORAM : R.M. LODHA AND
R.S. MOHITE, JJ.

DATED : 10th March, 2005

P.C.

Heard Mr.V.T.Tulpule, the learned counsel for the accused-applicant and Ms.Usha Kejariwal, the learned APP.

2. There is no direct evidence against the accused. The prosecution relied upon the circumstantial evidence. The trial court held that the last seen evidence and the motive that has come on record connect the accused with the crime.

3. It is not in dispute that the accused-applicant was on bail during trial. Having considered the facts and circumstances of the case, we are of the

view that the sentence awarded by the learned trial court deserves to be suspended during the pendency of appeal and the accused be released on bail.

4. Hence the order:-

ORDER

The accused- Kashiram Saba Padolkar is ordered to be released on bail on his furnishing personal bond of Rs.10,000/- and two sureties of Rs.10,000/- each to the satisfaction of the trial court for his appearance before the court as and when required.

5. Criminal application stands disposed of.

(R.M. LODHA, J.)

(R.S. MOHITE, J.)